

REMARKS

Claims 1-17 and 26-42 are pending in the application, with claims 18-25 being canceled and claims 35-42 being newly added by the present Amendment.

Claims 1, 6-17, and 28-34 are rejected under 35 U.S.C. § 102(e) as being anticipated by Endo et al. (U.S. 2004/169653 A1).

Claims 2-5 and 18-27 are rejected under 35 U.S.C. § 103(a), as being unpatentable over Endo et al. In light of the cancellation of claims 18-25, the rejection thereof is rendered moot.

Applicants submit that Endo et al. fails to teach or suggest all of the limitations of the claims. Independent claims 1, 10, 11, and 17 are amended herein to add the feature of wireless transmission. Endo et al. does not disclose this feature of the claims. Instead, Endo et al. discloses a bird's eye view map display technique and navigation system, which does not include transmitting by wireless transmission. Since Endo et al. does not teach or suggest these features of the claims, claims 1, 10, 11, 17, and their respective dependent claims are not anticipated by, and are not unpatentable over, Endo et al.

With further regard to claim 11, Endo et al. fails to teach or suggest extracting road data corresponding to a first slicing range within a specific first distance from the route having been set and background data corresponding to a second slicing range within a specific second distance from the route having been set which is not equal to the first distance, based upon map data that include road data and background data. Endo et al. merely discloses that the data of roads contained in a map around the current position are read in and compared

with a travel locus to match the current position to a road (paragraph [0065]).

The area data of roads read in is only determined by the current position, and does not correlate to the route having been set. The travel locus indicates a series of the current positions having been obtained by the current position calculating means 45 (paragraph [0065]; FIG. 4), and does not indicate a specific distance from the route having been set from which data is to be extracted. Thus, claim 11 and its dependent claims are allowable for these additional reasons.

New claims 35-42 are added to further define the present invention. These claims are allowable at least because of their dependence from claims 1, 10, 11, and 17, respectively.

If there are any questions regarding this amendment or the application in general, a telephone call to the undersigned would be appreciated since this should expedite the prosecution of the application for all concerned.

If necessary to effect a timely response, this paper should be considered as a petition for an Extension of Time sufficient to effect a timely response, and please charge any deficiency in fees or credit any overpayments to Deposit Account No. 05-1323 (Docket #029267.52835US).

Respectfully submitted,

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